

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT

FILED

UNITED STATES OF AMERICA,  
Plaintiff,

v.

MARCUS BELTON,  
Defendant

- ) Case No. 14-CR-00030-JST-1  
SUSAN Y. SOONG  
CLERK'S OFFICE, DISTRICT COURT  
NORTH DISTRICT OF CALIFORNIA  
OAKLAND OFFICE  
JUL 16 2020  
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This Motion of request is due to Belton is stil on quarantine & is only allowed out of his cell for law libarary for one hour a week which he has had to hire a Para legal & due to the time of dead line the first draft of his Informal Brief was sent befor he had a chance to review it, and Belton do not want to **mislead** the Court or Government Attorney's Belton is asking for an additional two weeks to have the corrections in the Brief so that the filings in the Brief are clear Belton respectfully prays that the Court Grant this request

This is under the penalty of perjury and in good faith

Respectfully Submitted,  
Excuted on July 16, 2020

/s/Marcus Belton

Marcus Belton,

98903-011

U.S. DEPARTMENT OF JUSTICE

Federal Bureau of Prisons

## REQUEST FOR ADMINISTRATIVE REMEDY

*Type or use ball-point pen. If attachments are needed, submit four copies. Additional instructions on reverse.*

From: <u>Marcus Belton</u> LAST NAME, FIRST, MIDDLE INITIAL	<u>98903-011</u> REG. NO.	<u>F-unit</u> UNIT	<u>USP-Lompoc</u> INSTITUTION
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## Part A- INMATE REQUEST

I would like to know why I'm being denied by My unit team for review under 3582, for Home confinement, I have high blood presure, Type two kidney disease, Asthma. I'm 49 years old on a walker due to lower back problems and half of my time is served with good time, I'm non violent. This modife program with me being in a cell for over 20 hours a day is causing extrem pain in my back and keens, I also have an on going Appeal in the courts and my communication with my Para legal is not working due to I don't know when I'm coming out of the cell this is now causing Mental deterioation I feel helpless I feel like I'm in the hole for no reason violation of My 8th Amend right crule and unusual punishment.

July 16, 2020  
DATE

Marcus Belton  
SIGNATURE OF REQUESTER

## Part B- RESPONSE

DATE

WARDEN OR REGIONAL DIRECTOR

If dissatisfied with this response, you may appeal to the Regional Director. Your appeal must be received in the Regional Office within 20 calendar days of the date of this response.

ORIGINAL: RETURN TO INMATE

CASE NUMBER: \_\_\_\_\_

CASE NUMBER: \_\_\_\_\_

## Part C- RECEIPT

Return to: _____	LAST NAME, FIRST, MIDDLE INITIAL	REG. NO.	UNIT	INSTITUTION
SUBJECT: _____				

DATE

RECIPIENT'S SIGNATURE (STAFF MEMBER)



<b>Complex:</b> LOX--LOMPOC FCC	<b>Begin Date:</b> 06/16/2019	<b>End Date:</b> 06/16/2020
<b>Inmate:</b> BELTON, MARCUS	<b>Reg #:</b> 98903-011	<b>Quarter:</b> F02-012L

**Active Prescriptions**

**Rx#:** 302779-LOX      **Doctor:** Souferzadeh, Navid MD  
**Start:** 07/20/19      **Exp:** 07/20/19      **Pharmacy Dispensings:** 0 TAB in 332 days

Lisinopril 20 MG Tab

Take one tablet (20 MG) by mouth each day (per provider ) \*\*\*pill line\*\*\* \*\*\*pill line\*\*\*

**Rx#:** 313483-LOX      **Doctor:** Dhaliwal, Jaspal MD  
**Start:** 01/03/20      **Exp:** 01/02/21      **D/C:** 04/16/20      **Pharmacy Dispensings:** 30 TAB in 165 days

Lisinopril 10 MG Tab

Take one tablet (10 MG) by mouth daily \*\*\*pill line\*\*\*

**Rx#:** 320775-LOX      **Doctor:** Watson, William MD  
**Start:** 04/15/20      **Exp:** 10/12/20      **Pharmacy Dispensings:** 30 TAB in 62 days

metFORMIN HCl 500 MG Tab

Take one tablet (500 MG) by mouth twice daily

**Rx#:** 294640-LOX      **Doctor:** Watson, William MD  
**Start:** 04/04/19      **Exp:** 10/01/19      **Pharmacy Dispensings:** 60 TAB in 439 days

metFORMIN HCl 500 MG Tab

Take one tablet (500 MG) by mouth twice daily (per provider) \*\*\*pill line\*\*\* \*\*\*pill line\*\*\*

**Rx#:** 313484-LOX      **Doctor:** Dhaliwal, Jaspal MD  
**Start:** 01/03/20      **Exp:** 01/02/21      **D/C:** 04/16/20      **Pharmacy Dispensings:** 60 TAB in 165 days

metFORMIN HCl 1000 MG Tab

Take one tablet (1000 MG) by mouth two times a day \*\*\*pill line\*\*\*

**Rx#:** 320776-LOX      **Doctor:** Watson, William MD  
**Start:** 04/15/20      **Exp:** 10/12/20      **Pharmacy Dispensings:** 120 TAB in 62 days

methylPREDNISolone 4 MG Tab [ 21 count Pack]

Take tablets by mouth each day according to package directions for 6 days (\*\*USP night stock)

**Rx#:** 312040-LOX      **Doctor:** Hoen, Liza PA-C  
**Start:** 12/12/19      **Exp:** 12/18/19      **Pharmacy Dispensings:** 21 tab in 187 days

Promethazine HCl Inj 25 MG/ML,1ML

inject 25mg Intra-Muscularly one time dose given AS NEEDED \*\*\*pill line\*\*\* \*\*\*pill line\*\*\*

**Rx#:** 319982-LOX      **Doctor:** Souferzadeh, Navid MD  
**Start:** 03/29/20      **Exp:** 03/29/20      **Pharmacy Dispensings:** 0 ML in 79 days

**COPY**

Sensitive But Unclassified

**SBU**

Pharmacy Dispensings: 120 TAB in 62 days

Complex: LOX-LOMPOC FCC	Begin Date: 06/16/2019	End Date: 06/16/2020
Inmate: BELTON, MARCUS	Reg #: 98903-011	Quarter: F02-012L

**Active Prescriptions**

Take two tablets (650 MG) by mouth four times daily for 7 days

Rx#: 320222-LOX Doctor: Cullop, J. FNP-BC

Start: 04/07/20 Exp: 04/14/20

**Pharmacy Dispensings:** 56 TAB in 70 days

Acetaminophen 325 MG Tab

Take two tablets (650 MG) by mouth four times daily for 7 days

Rx#: 320781-LOX Doctor: Watson, William MD

Start: 04/15/20 Exp: 04/22/20

**Pharmacy Dispensings:** 48 TAB in 62 days

Albuterol Inhaler HFA (8.5 GM) 90 MCG/ACT

\*SHAKE WELL\* inhale 2 puffs by mouth every four hours

Rx#: 320223-LOX Doctor: Cullop, J. FNP-BC

Start: 04/07/20 Exp: 04/21/20

**Pharmacy Dispensings:** 8.5 GM in 70 days

Aspirin 81 MG EC Tab

Take one tablet (81 MG) by mouth daily

Rx#: 294637-LOX Doctor: Watson, William MD

Start: 04/04/19 Exp: 10/01/19

**Pharmacy Dispensings:** 60 TAB in 439 days

Aspirin 81 MG EC Tab

Take one tablet (81 MG) by mouth daily with food \*\*\*Do Not Crush\*\*\*

Rx#: 313754-LOX Doctor: Dhaliwal, Jaspal MD

Start: 01/02/20 Exp: 01/01/21

**Pharmacy Dispensings:** 60 TAB in 166 days

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**SBU**

Atorvastatin 20 MG TAB

Take one tablet (20 MG) by mouth at bedtime

Rx#: 294638-LOX Doctor: Watson, William MD

Start: 04/04/19 Exp: 10/01/19

**Pharmacy Dispensings:** 60 tab in 439 days

Atorvastatin 20 MG TAB

Take one tablet (20 MG) by mouth at bedtime \*\*\*pill line\*\*\* \*\*\*pill line\*\*\*

Rx#: 313481-LOX Doctor: Dhaliwal, Jaspal MD

Start: 01/03/20 Exp: 01/02/21 D/C: 04/16/20 **Pharmacy Dispensings:** 30 tab in 165 days

Atorvastatin 20 MG TAB

Take one tablet (20 MG) by mouth at bedtime \*\*\*pill line\*\*\* \*\*\*pill line\*\*\*

Rx#: 320773-LOX Doctor: Watson, William MD

Start: 04/15/20 Exp: 04/15/21 D/C: 06/12/20

**Pharmacy Dispensings:** 120 tab in 62 days

Atorvastatin 20 MG TAB

Take one tablet (20 MG) by mouth at bedtime

Rx#: 325984-LOX Doctor: Watson, William MD

Start: 04/15/20 Exp: 04/15/21

**Pharmacy Dispensings:** 30 tab in 62 days

Reg #:	98903-011	Inmate Name:	BELTON, MARCUS	Axis	Code Type	Code	Diag. Date	Status	Status Date
Description									
L neck induration									
05/02/2017 12:07 EST McPherson, Bernard APRN				ICD-10		S199XX	05/02/2017	Current	
L neck induration									
<b>Confirmed case COVID-19</b>									
05/11/2020 18:32 EST Figlenski, Jessica WXRO				ICD-10		U07.1	04/06/2020	Resolved	05/11/2020
QI/IPC/RN									
4/6/2020 collection: (+) COVID 19 test result---In Lab Reports									
04/22/2020 08:16 EST Ratliff, J. OMDT, APRN				ICD-10		U07.1	04/06/2020	Current	
4/6/2020 collection: (+) COVID 19 test result---In Lab Reports									
<b>Encounter for general adult medical exam without abnormal findings</b>									
11/29/2017 17:02 EST Villalon, Salvador MD				ICD-10		Z0000	10/12/2016	Resolved	11/29/2017
10/12/2016 14:59 EST Malingkas, Victoria MLP				ICD-10		Z0000	10/12/2016	Current	
<b>Suspect for COVID-19 Coronavirus like illness</b>									
04/10/2020 00:44 EST Figlenski, Jessica WXRO				ICD-10		Z0489-	04/06/2020	Resolved	04/09/2020
QI/IPC/RN									
04/06/2020 18:19 EST Cullop, J. FNP-BC				ICD-10		Z0489-	04/06/2020	Current	
<b>Quarantine - asymptomatic person in quarantine</b>									
04/06/2020 18:19 EST Cullop, J. FNP-BC				ICD-10		Z0489-q	04/01/2020	Resolved	04/06/2020
04/02/2020 00:46 EST Dixon, Thomas RN/DC/IOP				ICD-10		Z0489-q	04/01/2020	Current	
<b>Body mass index (BMI) 32.0-32.9, adult</b>									
08/20/2018 12:31 EST Watson, William MD				ICD-10		Z6832	02/21/2018	Resolved	08/20/2018
02/21/2018 20:02 EST Watson, William MD				ICD-10		Z6832	02/21/2018	Current	
<b>Patient's noncompliance with other medical treatment and regimen</b>									
02/21/2018 20:04 EST Watson, William MD									
11/21/2017 15:56 EST Hernandez, Martin MLP									
Total: 42									

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Sensitive But Unclassified  
**SBU**

**Bureau of Prisons**  
**Health Services**  
**Medical Duty Status**

Reg #: 98903-011

Inmate Name: BELTON, MARCUS

**Housing Status**

confined to the living quarters except  meals  pill line  treatments Exp. Date: \_\_\_\_\_  
 on complete bed rest:  bathroom privileges only Exp. Date: \_\_\_\_\_  
 cell:  cell on first floor  single cell  lower bunk  airborne infection isolation Exp. Date: 12/13/2020  
 other: NO STAIRS Exp. Date: 12/13/2020

**Physical Limitation/Restriction**

all sports Exp. Date: \_\_\_\_\_  
 weightlifting:  upper body  lower body Exp. Date: \_\_\_\_\_  
 cardiovascular exercise:  running  jogging  walking  softball Exp. Date: 04/30/2020  
 football  basketball  handball  stationary equipment  
 other: Inmate can wear his personal soft shoes. Exp. Date: 12/13/2020

**May have the following equipment in his / her possession:**

Equipment	Start Date	End Date	Return Date
Brace - back	12/17/2018	04/30/2020	
Brace - knee size medium	08/29/2018	04/30/2020	
Brace - ankle	08/07/2018	04/30/2020	
Walker	10/26/2016	12/30/2020	

**Work Restriction / Limitation:**

Cleared for Food Service: Yes \_\_\_\_\_

Restriction	Expiration Date
No Climbing	12/13/2020
No Ladders	12/13/2020
No Lifting More Than 15 Pounds	12/13/2020

Comments: Hx Left ankle fracture GSW with bone graft and ORIF

Hoen, Liza PA-C	12/30/2019
Health Services Staff	Date
Inmate Name: BELTON, MARCUS	Reg #: 98903-011
	Quarters: F02

ALL EXPIRATION DATES ARE AT 24:00

Reg #: 98903-011

Inmate Name: BELTON, MARCUS

Description	Axis	Code_Type	Code	Diag. Date	Status	Status Date
02/21/2018 20:01 EST Watson, William MD BMI of 30.7	ICD-10		E669	01/23/2017	Resolved	02/21/2018
11/29/2017 14:27 EST Villalon, Salvador MD BMI of 30.7	ICD-10		E669	01/23/2017	Current	
01/23/2017 17:55 EST Villalon, Salvador MD BMI of 31.5	ICD-10		E669	01/23/2017	Current	
<b>Mononeuropathy of lower limb</b>						
02/21/2018 20:02 EST Watson, William MD left leg	ICD-10		G5790	06/08/2017	Resolved	02/21/2018
06/08/2017 15:11 EST Hernandez, Martin MLP left leg	ICD-10		G5790	06/08/2017	Current	
<b>Inflammation of eyelid</b>						
01/04/2019 16:15 EST Watson, William MD large stye	ICD-10		H019	08/06/2018	Resolved	01/04/2019
08/07/2018 10:34 EST Hoen, Liza PA-C large stye	ICD-10		H019	08/06/2018	Current	
08/06/2018 14:46 EST Hoen, Liza PA-C	ICD-10		H019	08/06/2018	Current	
<b>Secondary hypertension, unspecified</b>						
01/04/2019 16:15 EST Watson, William MD 02/21/2018 20:00 EST Watson, William MD	ICD-10 ICD-10		I159 I159	02/21/2018 02/21/2018	Resolved Current	01/04/2019
<b>Acute upper respiratory infection, unspecified</b>						
01/04/2019 16:16 EST Watson, William MD 07/27/2018 12:12 EST Watson, William MD	ICD-10 ICD-10		J069 J069	07/27/2018 07/27/2018	Resolved Current	01/04/2019
<b>Bronchitis</b>						
11/29/2017 17:02 EST Villalon, Salvador MD aspiration of blood	ICD-10		J40	09/07/2017	Resolved	11/29/2017
09/07/2017 15:26 EST Hernandez, Martin MLP aspiration of blood	ICD-10		J40	09/07/2017	Current	
<b>Gastro-esophageal reflux disease without esophagitis</b>						
01/04/2019 16:15 EST Watson, William MD 11/29/2017 14:50 EST Villalon, Salvador MD	ICD-10 ICD-10		K219 K219	11/29/2017 11/29/2017	Resolved Current	01/04/2019
<b>Dizziness and giddiness</b>						
11/29/2017 17:02 EST Villalon, Salvador MD 01/24/2017 15:51 EST Hernandez, Martin MLP	ICD-10 ICD-10		R42 R42	01/24/2017 01/24/2017	Resolved Current	11/29/2017
<b>Unspecified injury of neck</b>						
11/29/2017 17:02 EST Villalon, Salvador MD	ICD-10		S199XX	05/02/2017	Resolved	11/29/2017

Reg #:	Inmate Name:	Description	Axis	Code Type	Code	Diag. Date	Status	Status Date
98903-011	BELTON, MARCUS	02/21/2018 20:04 EST Watson, William MD left L4, L5	ICD-10	ICD-10	M5410	02/21/2018	Current	
		<b>Low back pain</b>	ICD-10	ICD-10	M545	11/02/2016	Current	
		<b>Pain in leg, unspecified</b>	ICD-10	ICD-10	M79606	11/02/2016	Current	
		11/02/2016 18:55 EST Hernandez, Martin MLP left knee and ankle	ICD-10	ICD-10	N182	12/28/2018	Current	
		<b>Chronic kidney disease, stage 2 (mild)</b>	ICD-10	ICD-10	N289	2017	Current	
		12/28/2018 11:50 EST Watson, William MD GFR 66	ICD-10	ICD-10	N289	2017	Current	
		<b>Disorder of kidney and ureter, unspecified</b>	ICD-10	ICD-10	N289	2017	Current	
		08/20/2018 12:43 EST Watson, William MD Creat. 1.46, HCO3 improved nl 7/30/18	ICD-10	ICD-10	R079	11/08/2017	Resolved	
		07/27/2018 12:15 EST Watson, William MD Creat. elevated 1.43, Bicarb 17 at previous institution 11/2017 in CMP; no DaVita access today due to network p. diff.	ICD-10	ICD-10	R079	11/08/2017	Current	
		07/27/2018 12:12 EST Watson, William MD Creat. elevated 11/2017 in CMP; no DaVita access today due to network p. diff.	ICD-10	ICD-10	R079	11/08/2017	Current	
		<b>Chest pain, unspecified</b>	ICD-10	ICD-10	R079	11/08/2017	Current	
		12/15/2017 15:41 EST Malingkas, Victoria MLP	ICD-10	ICD-10	R079	11/08/2017	Resolved	
		11/29/2017 17:02 EST Villalon, Salvador MD	ICD-10	ICD-10	R079	11/08/2017	Current	
		11/08/2017 18:05 EST Hernandez, Martin MLP	ICD-10	ICD-10	R079	11/08/2017	Current	
		<b>Dizziness and giddiness</b>	ICD-10	ICD-10	R42	08/19/2019	Current	
		08/19/2019 11:42 EST Baker, Stephen PA-C Orthostatic-related correlates with hx of hypovolemia. Not currently prescribe diuretics.	ICD-10	ICD-10	R42	08/19/2019	Current	
		08/19/2019 11:40 EST Baker, Stephen PA-C Orthostatic-related correlates with hx of hypovolemia	ICD-10	ICD-10	R51	04/08/2016	Current	
		<b>Headache</b>	ICD-10	ICD-10	V15.81	01/08/2016	Current	
		04/09/2016 00:43 EST Quinn, Ross MD/CD Non-specific, possibly exacerbated by vision problems, "wry" neck, and chronic leg pain.	ICD-10	ICD-10	V15.81	01/08/2016	Current	
		<b>History of noncompliance with medical treatment</b>	III	III	V15.81	01/08/2016	Current	
		01/04/2019 16:16 EST Watson, William MD This inmate is refusing treatment	III	III	V15.81	01/08/2016	Current	
		01/08/2016 12:42 EST Rulledge, Franklin MD This inmate is refusing his blood pressure checks.	III	III	V15.81	01/08/2016	Current	
		<b>Body mass index (BMI) 33.0-33.9, adult</b>						

Justice & Diversity  
CENTER  
OF THE BAR ASSOCIATION OF SAN FRANCISCO

**CERTIFICATE OF SERVICE OF DOCUMENT OTHER THAN COMPLAINT**

\* You must serve each document you file by sending or delivering to the opposing side. Complete this form, and include it with the document that you file and serve.\*

1. Case Name: USA v. Belton

2. Case Number: 4:14-cr-00030-JST-1

3. What documents were served? [Write the full name or title of the document or documents] Informal Brief to Reconsider Order [ECF Nos. 316 :09/26/2019]

and InAlternative Grant Certificate ofAppealability, Request to Amend Fed. R. Civ. P. 15(a)

4. How was the document served? [check one] Medical Records For 3582

Placed in U.S. Mail

Hand-delivered

Sent for delivery (e.g., FedEx, UPS)

Sent by fax (if the other party has agreed to accept service by fax)

5. Who did you send the document to? [Write the full name and contact information for each person you sent the document.]

Andrew Joseph Briggs U.S. Attorney's Office

U.S. District Court

1301 Clay StreetSuite 340S

1301 Clay St

Oakland, CA 94612

Oakland, CA. 94612

Email: andrew.briggs@usdoj.gov

6. When were the documents sent? July 16, 2020

7. Who served the documents? [Whoever puts it into the mail, faxes, delivers or sends for delivery should sign, and print their name and address. You can do this yourself.]

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Signature:

Marcus Belton

Name:

Marcus Belton

Address:

United States Penitentiary-Lompoc  
Lompoc, CA. 93436. 3901 Klien Blvd.

Marcus  
United States Penitentiary-Lompoc.  
3901 Klien Blvd.  
Lompoc, CA. 93436.



United States District Court  
1301 Clay St. Oakland CA. 94621

"Legal Mail"

FCC LOMPOC  
3901 KLEIN BLVD  
LOMPOC, CA 93436

DATE 7.17.20

The following letter was processed thru ~~the~~ <sup>normal</sup> mailing procedures for forwarding to you. The letter has been neither opened or inspected. If the writer raises a question or problem over which this facility has jurisdiction, you may wish to return the material for further information or clarification. If the writer enclosed correspondence for forwarding to another address, please return the enclosed to the above address.

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